

GEHRING & SATRIALE LLC
Louis R. Satriale, Jr. (LS-5027)
Joseph E. Gehring, Jr. (JG-8178)
The Lincoln Building
60 East 42nd Street, Suite 817
New York, New York 10165
(212) 400-7420
(212) 400-7440 (fax)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

FREDDY M. MOROCHO, WALTER TACURE on
behalf of themselves and others similarly situated,

07 Civ. 2979 (CLB) (MDF)

Plaintiffs,

-against-

GEORGE C. KELLY and
NYACK COLONIAL CAR WASH, INC.,

Defendants.

**AFFIDAVIT OF
RAFAEL VIGAY**

STATE OF NEW YORK)
) ss:
COUNTY OF ROCKLAND)

RAFAEL VIGAY, being duly sworn, deposes and says:

1. I am an employee of Nyack Colonial Car Wash in Nyack, New York. I have been employed there since 2004.

2. Until earlier this year, Freddy M. Morocho was my supervisor at the car wash. He scheduled my hours, he directed my work and he very often was the only manager at all at the car wash.

3. Walter Tacure has not worked at the car wash at any time I have worked there.

Rafael Vigay
RAFAEL VIGAY

Sworn to before me this
131st day of June 2007

John R. Satriale
Notary Public

JOHN R. SATRIALE
Notary Public, State of New York
No. 5009787
Qualified in Westchester County
Certificate Filed in New York County
Commission Expires March 22, 2008
LOT 1